PART III - Section 2

NOTIFICATIONS BY THE HEADS OF DEPARTMENTS

JUDICIAL DEPARTMENT

IN THE HIGH COURT OF MYSORE AT BANGALORE.

Notification No. P. 14-3—32-33, *dated* 31*st August*—23*rd September* 1933.

BRIEF REVIEW OF THE WORK DONE BY THE SESSIONS JUDGES AND MAGISTRATES DURING THE QUARTER ENDING MARCH 1933.

PART I.

I Delay.—There was delay in the receipt of returns from the District Magistrate, Mysore. He is requested to see that the returns are submitted in time in future.

Sessions Judges (3) *and Assistant Sessions Judges* (3).

II Original—Criminal.—Inclusive of 13 Sessions cases pending at the end of the previous quarter, there were 48 Sessions cases (against 33 in the previous quarter) for disposal. Of these, 28 were disposed of by the Sessions Judges and 6 by the Assistant Sessions Judges and 14 were left pending.

District Magistrates (8).

Of the 19 Regular cases for disposal, 10 cases (1 by the District Magistrate, Kolar, 1 by the District Magistrate, Tumkur, 2 by the District Magistrate Kadur, and 6 by the District Magistrate, Chitaldrug) were disposed of leaving a pendency of 9 cases, of which, 1 case pending over six months in the District Magistrate's Court, Shimoga, needs very early disposal.

Special Magistrates.

During the quarter under Review, the Special Second Class Magistrate's Court, Tarikere, which had been abolished as a temporary measure was revived with effect from 25th March 1933 and in consequence thereof, the Munsiff-Magistrate of Narasimharajpura was divested of his Criminal jurisdiction.

At the close of the previous quarter, there were pending 2,576 cases and subsequently 3,549 cases were instituted making a total of 6,125 for disposal during the quarter. Of these, 3,416 cases were disposed of excluding 106 cases transferred and 2,603 cases were left pending with the result that the pendency was more or less the same as it was during the previous quarter.

During the quarter under Review, the number of cases pending over six months has on the whole decreased from 729 to 678. The largest number of such cases pending was in the City Magistrate's Court, Bangalore, *viz.*, 106 followed by the Courts of the First Class Magistrate, Madhugiri (58), Mandya (55), Chikmagalur (52), the First Magistrate of Bangalore (38), the Second Magistrate, Shimoga (34) and the First Magistrate, Tumkur (32).

The District Magistrates are requested to direct the Subordinate Magistrates concerned to expedite the disposal of such long pending cases and to reduce the pendency very early.

Ex-Officio-Magistrates.

In addition to the 72 cases pending at the close of the previous quarter. 119 were filed making in all, 191 cases for disposal. Of these, 122 were disposed of and 69 were left pending. The largest number pending was 51 in the Munsiff-Magistrate's Court, Kolar Gold Fields and it needs early reduction.

Bench Courts.

Of the 4,640 cases (against 4,125) that were for disposal, 2,146 (including 26 transferred) were disposed of and 2,494 (against 2,339) were left pending, with the result that there has been a rise in the pendency which is due to the fact that the disposals have not kept pace with the institutions in some of the Bench Courts noted hereunder.

	Institutions	*Disposals*
(1) First Bench Court, Bangalore ...	405	361
(2) Second Do ...	731	631
(3) Bench Court, Nelamangala	76	41
and (4) Do Tumkur	191	156

Of the total number of cases pending, 95 were pending over six months and the largest number of such cases was in the Bench Courts at Shimoga (38) Arasikere (20) and Chikmagalur (17).

Every endeavour should be made to reduce the pendency particularly the number of cases pending over six months.

III Appellate work.—Sessions Judges (4) (including the Additional Sessions Judge Bangalore).

(*a*) *Appeals.*

Taking both Regular and Miscellaneous appeals together, there were 239 (against 179) appeals for disposal. Of these, 151 were disposed of leaving a pendency of 88 appeals (against 109) (52, 15 and 21 in the Courts of Session of Bangalore, Mysore and Shimoga respectively).

(*b*) *Revision Petitions.*

Inclusive of 45 Revision Petitions pending at the close of the previous quarter, there were 72 (against 61) Petitions for disposal. Of these, 36 (against 16) were disposed of and 36 were left pending.

District Magistrates (8).

There were 70 Regular appeals and 52 Revision Petitions for disposal and out of them, 39 Regular appeals (including 6 transferred) and 21 Revision Petitions were disposed of leaving pending 31 appeals and 31 Revision Petitions.

Special Magistrates.

In addition to the 1 Regular appeal pending at the close of the previous quarter, there were 23 appeals for disposal.

Of these, 13 were disposed of (excluding 3 transferred) and 7 were left pending.

During the quarter under Review, special instructions were also issued to the District Judges and the District Magistrates with a view to check abnormal pendency of cases, sometimes even of a simple nature. Memorandum is being called for from each of the Subordinate Civil and Criminal Courts along with monthly, and quarterly statements of all old cases and appeals pending and the same is closely scrutinized and orders passed thereon. The District Judges and the District Magistrates have also been directed to watch the Progress made towards reducing the pendency of old cases in the Courts Subordinate to them and to send a report in the matter to the High Court every quarter together with recommendations as to the action to be taken in the case of the presiding officers of the Courts whose work is found to be unsatisfactory.

S. VENKATARANGA IYENGAR,
Registrar.

IN THE COURT OF THE MUNSIFF AT KOLAR GOLD FIELDS.

Insolvency Application No. 71 *of* 1932-33.

Abhimanyan, son of Arjuna, Mestri, Banksman, Mysore Mines ... *Petitioner.*

vs.

1. S Prathapmull, Sowcar, Andersonpet, 2. Kanniram, Sowcar, Andersonpet, 3. B Bhakthavermull, Sowcar, Andersonpet, 4. S Himmathmull, Sowcar, Andersonpet, 5. N Multhanmull, Sowcar, Andersonpet, 6. N Sahebchand, Sowcar, Andersonpet, and 7. K Perumal, sett cooli, Krishnagiri Lines, Mysore Mimes *Opponents.*

Pursuant to a petition dated 17th May 1933, against opponents and on the application of the petitioner and on reading the application and hearing the opponents, it is ordered that the debtor be and the said debtor is hereby adjudged insolvent on 16th September 1933.

Time for discharge 18 months.

Dated this 21st day of September 1933.

Insolvency Application No. 81 *of* 1932-33.

1. T Perithambi, Stuff-Mestri, 2. G. Ramasami, son of Balan, Stuff Mestri, Nandidrug Mines ... ... *Petitioner.*

vs.

1. Misrilalal Doga, Sowcar, Robertsonpet, 2. S Ratanchand, Sowcar, Robertsonpet, 3. S L Gangiah, Sowcar, Robertsonpet, 4. C Rajmull, Sowcar, Robertsonpet, and 5. P Balakrishna, Cage Road Mestri, Nandidroog Mines ... ... *Opponents.*

Pursuant to a petition, dated 12th June 1933, against opponents and on the application of the petitioners and on reading the application and hearing the opponents, it is ordered that the debtors be and the said debtors are hereby adjudged insolvents on 16th September 1933.

Time for discharge two years.

Dated this 21st day of September 1933.

L. VENKATARAMANAYYA,
Munsiff.